



Sen. Deanna Demuzio

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09500SB2288sam003

LRB095 19753 RLJ 50062 a

1 AMENDMENT TO SENATE BILL 2288

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2288 by inserting  
3 the following in its proper numeric sequence:

4 "Section 7. The State Finance Act is amended by adding  
5 Sections 5.715 and 6z-79 and changing Section 8h as follows:

6 (30 ILCS 105/5.715 new)

7 Sec. 5.715. The Healthcare Provider Relief Fund.

8 (30 ILCS 105/6z-79 new)

9 Sec. 6z-79. The Healthcare Provider Relief Fund.

10 (a) The Healthcare Provider Relief Fund is created as a  
11 special fund in the State treasury. Moneys in the Fund may be  
12 used, subject to appropriation, by the Department of Healthcare  
13 and Family Services only for the purpose of making  
14 reimbursements to providers of goods or services under the  
15 medical assistance program in Article V of the Illinois Public

1 Aid Code, the Children's Health Insurance Program Act, the  
2 Covering All Kids Health Insurance Act, and the pharmaceutical  
3 assistance program in the Senior Citizens and Disabled Persons  
4 Property Tax Relief and Pharmaceutical Assistance Act. The  
5 Department shall make all such reimbursements from the Fund in  
6 the order that claims for those reimbursements are received by  
7 the Department. Reimbursements from the Fund shall be made only  
8 for bills on hand at the Department as of the effective date of  
9 this amendatory Act of the 95th General Assembly. Any interest  
10 earnings that are attributable to moneys in the Fund must be  
11 deposited into the Fund.

12 (b) The purpose of this Fund is to provide relief to the  
13 providers of essential medical care and rehabilitative  
14 services for persons receiving medical assistance benefits  
15 under the Public Aid Code. The Fund is intended to provide  
16 timely reimbursements for services provided to persons who were  
17 eligible under Section 5-5 of the Illinois Public Aid Code (305  
18 ILCS 5/5-5) on or before July 1, 2007.

19 (30 ILCS 105/8h)

20 Sec. 8h. Transfers to General Revenue Fund.

21 (a) Except as otherwise provided in this Section and  
22 Section 8n of this Act, and notwithstanding any other State law  
23 to the contrary, the Governor may, through June 30, 2007, from  
24 time to time direct the State Treasurer and Comptroller to  
25 transfer a specified sum from any fund held by the State

1 Treasurer to the General Revenue Fund in order to help defray  
2 the State's operating costs for the fiscal year. The total  
3 transfer under this Section from any fund in any fiscal year  
4 shall not exceed the lesser of (i) 8% of the revenues to be  
5 deposited into the fund during that fiscal year or (ii) an  
6 amount that leaves a remaining fund balance of 25% of the July  
7 1 fund balance of that fiscal year. In fiscal year 2005 only,  
8 prior to calculating the July 1, 2004 final balances, the  
9 Governor may calculate and direct the State Treasurer with the  
10 Comptroller to transfer additional amounts determined by  
11 applying the formula authorized in Public Act 93-839 to the  
12 funds balances on July 1, 2003. No transfer may be made from a  
13 fund under this Section that would have the effect of reducing  
14 the available balance in the fund to an amount less than the  
15 amount remaining unexpended and unreserved from the total  
16 appropriation from that fund estimated to be expended for that  
17 fiscal year. This Section does not apply to any funds that are  
18 restricted by federal law to a specific use, to any funds in  
19 the Motor Fuel Tax Fund, the Intercity Passenger Rail Fund, the  
20 Hospital Provider Fund, the Medicaid Provider Relief Fund, the  
21 Teacher Health Insurance Security Fund, the Reviewing Court  
22 Alternative Dispute Resolution Fund, the Voters' Guide Fund,  
23 the Foreign Language Interpreter Fund, the Lawyers' Assistance  
24 Program Fund, the Supreme Court Federal Projects Fund, the  
25 Supreme Court Special State Projects Fund, the Supplemental  
26 Low-Income Energy Assistance Fund, the Good Samaritan Energy

1 Trust Fund, the Low-Level Radioactive Waste Facility  
2 Development and Operation Fund, the Horse Racing Equity Trust  
3 Fund, the Metabolic Screening and Treatment Fund, or the  
4 Hospital Basic Services Preservation Fund, or to any funds to  
5 which Section 70-50 of the Nurse Practice Act applies. No  
6 transfers may be made under this Section from the Pet  
7 Population Control Fund. Notwithstanding any other provision  
8 of this Section, for fiscal year 2004, the total transfer under  
9 this Section from the Road Fund or the State Construction  
10 Account Fund shall not exceed the lesser of (i) 5% of the  
11 revenues to be deposited into the fund during that fiscal year  
12 or (ii) 25% of the beginning balance in the fund. For fiscal  
13 year 2005 through fiscal year 2007, no amounts may be  
14 transferred under this Section from the Road Fund, the State  
15 Construction Account Fund, the Criminal Justice Information  
16 Systems Trust Fund, the Wireless Service Emergency Fund, or the  
17 Mandatory Arbitration Fund.

18 In determining the available balance in a fund, the  
19 Governor may include receipts, transfers into the fund, and  
20 other resources anticipated to be available in the fund in that  
21 fiscal year.

22 The State Treasurer and Comptroller shall transfer the  
23 amounts designated under this Section as soon as may be  
24 practicable after receiving the direction to transfer from the  
25 Governor.

26 (a-5) Transfers directed to be made under this Section on

1 or before February 28, 2006 that are still pending on May 19,  
2 2006 (the effective date of Public Act 94-774) shall be  
3 redirected as provided in Section 8n of this Act.

4 (b) This Section does not apply to: (i) the Ticket For The  
5 Cure Fund; (ii) any fund established under the Community Senior  
6 Services and Resources Act; or (iii) on or after January 1,  
7 2006 (the effective date of Public Act 94-511), the Child Labor  
8 and Day and Temporary Labor Enforcement Fund.

9 (c) This Section does not apply to the Demutualization  
10 Trust Fund established under the Uniform Disposition of  
11 Unclaimed Property Act.

12 (d) This Section does not apply to moneys set aside in the  
13 Illinois State Podiatric Disciplinary Fund for podiatric  
14 scholarships and residency programs under the Podiatric  
15 Scholarship and Residency Act.

16 (e) Subsection (a) does not apply to, and no transfer may  
17 be made under this Section from, the Pension Stabilization  
18 Fund.

19 (f) Subsection (a) does not apply to, and no transfer may  
20 be made under this Section from, the Illinois Power Agency  
21 Operations Fund, the Illinois Power Agency Facilities Fund, the  
22 Illinois Power Agency Debt Service Fund, and the Illinois Power  
23 Agency Trust Fund.

24 (g) ~~(f)~~ This Section does not apply to the Veterans Service  
25 Organization Reimbursement Fund.

26 (h) ~~(f)~~ This Section does not apply to the Supreme Court

1 Historic Preservation Fund.

2 (i) Subsection (a) does not apply to, and no transfer may  
3 be made under this Section from, the Healthcare Provider Relief  
4 Fund.

5 (Source: P.A. 94-91, eff. 7-1-05; 94-120, eff. 7-6-05; 94-511,  
6 eff. 1-1-06; 94-535, eff. 8-10-05; 94-639, eff. 8-22-05;  
7 94-645, eff. 8-22-05; 94-648, eff. 1-1-06; 94-686, eff.  
8 11-2-05; 94-691, eff. 11-2-05; 94-726, eff. 1-20-06; 94-773,  
9 eff. 5-18-06; 94-774, eff. 5-19-06; 94-804, eff. 5-26-06;  
10 94-839, eff. 6-6-06; 95-331, eff. 8-21-07; 95-410, eff.  
11 8-24-07; 95-481, eff. 8-28-07; 95-629, eff. 9-25-07; 95-639,  
12 eff. 10-5-07; 95-695, eff. 11-5-07; revised 11-2-07.)".